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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation Number: 6762

Osamu KAWACHI et al.

Group Art Unit: 2817

Serial No.: 10/809,926

Examiner: B. Summons

Filed: March 26, 2004

Docket No.: 025720-00028

For: SURFACE ACOUSTIC WAVE DEVICE AND METHOD OF
FABRICATING THE SAME

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 28, 2005

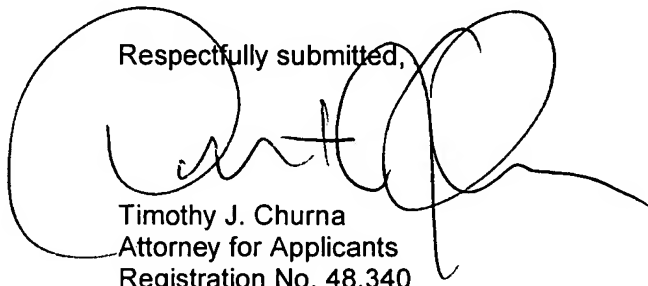
Sir:

Pursuant to 37 CFR §1.56, the attention of the U.S. Patent and Trademark Office is hereby directed to the information items listed on the attached PTO/SB/08. Unless otherwise indicated herein, one copy of each item is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the items be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- ☐ 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date, OR (b) before the mailing date of a first Office Action on the merits in the present application, OR (c) accompanies a Request for Continued Examination. No certification or fee is required.
- ☒ 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.
- ☒ a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
- ☐ b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).

- ☐ c. A check in the amount of \$180.00 in payment of the fee under 37 CFR §1.17(p). Please charge any fee deficiency or credit any overpayment to Deposit Account Number 01-2300, as needed to ensure consideration of the disclosed information.
- ☐ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicants hereby petition that the Information Disclosure Statement be considered. Attached is our check in the amount of \$180.00 in payment of the petition fee under 37 CFR §1.17(i)(1). Please charge any fee deficiency or credit any overpayment to Deposit Account Number 01-2300, as needed to ensure consideration of the disclosed information.
- ☐ a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
- ☐ b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).
- ☒ 4. The attached references were cited in a European Search Report dated September 5, 2005, in a corresponding European Patent application. A copy of the Search Report is attached for the Examiner's convenience. English-language Abstracts of the non-English-language references also are attached hereto. JP 8-18390 and JP10-163798 previously were submitted on July 21, 2005, in an Information Disclosure Statement.

Respectfully submitted,



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TJC/klf

Enclosures: PTO/SB/08a
PTO/SB/08b
References (2)

TECH/368615.1

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
Form PTO/SB/08a

Application Number	10/809,926
Filing Date	March 26, 2004
First Named Inventor	Osamu KAWACHI et al.
Art Unit	2817
Examiner Name	B. Summons
Attorney Docket Number	025720-00028

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Examiner
Signature

Date
Considered

TECH/319452.1

Substitute for form 1449B/PTO

Complete if Known

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NON-PATENT LITERATURE DOCUMENTS

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Examiner Signature		Date Considered	
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